

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

**DR. FADI CHAABAN, DR. SABINO R.
TORRE, DR. CONSTANTINOS A.
COSTEAS, DR. ANTHONY J. CASELLA, as
trustees of Diagnostics & Clinical Cardiology,
P.A. Profit Sharing Plan,**

Plaintiffs,

v.

DR. MARIO A. CRISCITO,

Defendant.

08-CV-1567 (WJM)

ORDER

Defendant having filed a motion to dismiss; and for the reasons set forth in the accompanying Opinion and for good cause shown,

IT IS on this 24th day of June 2008, hereby

ORDERED that Defendant's motion is **DENIED**.

s/ William J. Martini
WILLIAM J. MARTINI, U.S.D.J.